

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Christopher Mozal v Janet Marie Weiss**
Docket No. **268185**
L.C. No. **03-004199 NI**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because a final order as defined by MCR 7.202(6)(a)(i) has not been entered in the case. An order that just enters a default and then holds in abeyance the possibility of a default judgment is not adjudicating the rights and liabilities of the parties and thus is not a final order. See MCR 2.604(A) and 7.202(6)(a)(i). As a result, appellant may only challenge the order at this time by filing a delayed application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 16 2006

Date

Sandra Schultz Mengel
Chief Clerk